IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.32805 of 2008

1. RAJENDRA PODDAR
   S/o- Hari Poddar
2. Bona Poddar
   S/o- Rajendra Poddar
   Both resident of Mohalla – Baniatola
   P.S.- & District – Katihar

Versus

1. STATE OF BIHAR
2. Suraj Kumar Gami
   S/o- Ram Kishore Gami
   R/o Village – Dalkola,
   P.S. – Karandighi,
   District – Uttar Dinajpur (W.B.)

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2. 15.10.2008 Heard learned counsel for the petitioner and the State.

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Petitioners are accused in a case registered for the offences under Sections 323, 379/34 and 384 of the Indian Penal Code.

It is submitted that the petitioner is the wholesaler and the complainant is a retailer and on account of on-going business transaction, the complainant received goods worth Rs. 1, 00000/- out of which the complainant returned Rs. 23,000/- only which led to certain scuffle. The complainant however, lodged the false case alleging the offences under Sections 323/379/34 of the Indian Penal Code only in order to make the case graver.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of six weeks from today, the petitioners, namely, Rajendra Poddar and Bona Poddar be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the J.M. Ist Class, Katihar in connection with Complaint Case No. C.A. 2808 of 2007 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

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Jagdish/- **(Shailesh Kumar Sinha,J)**